

Service Date: April 13, 2006

FINAL ORDER NO. 6729

DEPARTMENT OF PUBLIC SERVICE REGULATION
MONTANA PUBLIC SERVICE COMMISSION
P.O. Box 202601
Helena, Montana 59620-2601

IN THE MATTER OF Richard L. Robinson dba)	Docket No. T-06.6.PCN
Granite Disposal , Drummond, Montana, Montana,)	
Application for a Montana Intrastate Certificate of)	Order No. 6729
Public Convenience and Necessity.)	

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On February 27, 2006, **Richard L. Robinson dba Granite Disposal**, Drummond, Montana, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class D – Garbage between all points and places in Granite County. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. LIMITATION: Use of roll-off containers and/or transfer trailers is prohibited.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public March 7, 2006. That notice said in pertinent part:

If no written protests are received by March 27, 2006, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. No protests or responses of any kind were received.

4. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on Tuesday, the 4th day of April, 2006, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-06.6.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **Richard L. Robinson dba Granite Disposal**, Drummond, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class D – Garbage between all points and places in Granite County. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. LIMITATION: Use of roll-off containers and/or transfer trailers is prohibited.

IT IS FURTHER ORDERED that a full, true, and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 4th day of April, 2006 by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Final Order issued in Docket T-06.6.PCN in the matter of **Richard L. Robinson dba Granite Disposal**, Drummond, Montana, Montana has today been sent to all parties listed.

MAILING DATE: April 13, 2006

FOR THE COMMISSION

FIRST CLASS MAIL

Richard L. Robinson
dba Granite Disposal
PO Box 276
Drummond, MT 59832

AS ITS INTERESTS MAY APPEAR:

Montana Consumer Counsel
616 Helena Avenue
P.O. Box 201703
Helena, MT 59620-1703